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**MS AMENDMENT**  
PATENT  
0171-0778P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Takaya SATO et al. Conf.: 4738  
Appl. No.: 09/940,541 Group: 1746  
Filed: August 29, 2001 Examiner: CREPEAU  
For: LITHIUM BASED BATTERY

LARGE ENTITY TRANSMITTAL FORM

**MS AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

May 23, 2005

Sir:

Transmitted herewith is an amendment in the above-identified application.

- The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

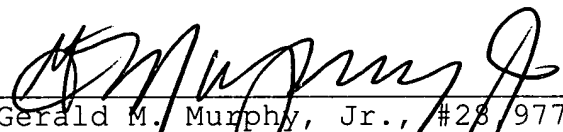
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	15	-	20	=	0	\$50	\$0.00
INDEPENDENT	2	-	3	=	0	\$200	\$0.00
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						\$360	\$0.00
						<b>TOTAL</b>	<b>\$0.00</b>

- Petition for ( ) month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- No fee is required.
- Check(s) in the amount of \$0.00 is(are) enclosed.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
 Gerald M. Murphy, Jr., #28,977

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 Falls Church, VA 22040-0747  
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*RV*  
 GMM/RG:gmh  
 0171-0778P

Attachment(s)



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PATENT  
0171-0778P

*IN THE U.S. PATENT AND TRADEMARK OFFICE*

Applicant: SATO, Takaya et al. Conf.: 4738  
Appl. No.: 09/940,541 Group: 1746  
Filed: August 29, 2001 Examiner: CREPEAU  
For: LITHIUM BASED BATTERY

**AMENDMENT UNDER 37 CFR 1.111**

**MS AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

May 23, 2005

Sir:

Responsive to the Office Action of February 23, 2005, the following amendments and Remarks are respectfully submitted in connection with the above-identified application.

This Amendment includes:

Amended claim set; and  
Remarks.